

FEDERAL COMMUNICATIONS COMMISSION  
Washington, D. C. 20554

APR 1 2003

OFFICE OF  
MANAGING DIRECTOR

J. Dominic Monahan, Esq.  
Luvaas Cobb Richards & Fraser, P.C.  
777 High Street, Suite 300  
Eugene, Oregon 97401-2787

Re: Raider Communications, Inc.  
FM Translator Station K279AJ, Roseburg, Oregon  
Fee Control No. 0205208200253001

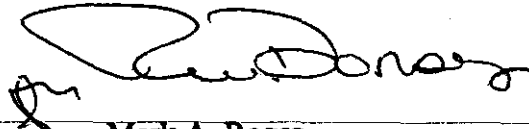
Dear Mr. Monahan:

This is in response to your request dated August 23, 2002, filed on behalf of Raider Communications, Inc. (Raider) for a refund of the \$570.00 paid in association with an application filed on April 12, 2002 for a minor modification to the construction permit for FM Translator Station K279AJ, Roseburg, Oregon. You state that such minor modification applications do not require an application filing fee and that Raider paid the \$570.00 in accordance with initially erroneous Commission staff advice.<sup>1</sup>

The Commission's rules do not require a filing fee in association with an application for a minor modification to an FM translator station construction permit. See 47 C.F.R. §1.1104, Item 4. Raider was therefore not required to file a fee in association with its application for a minor modification to FM Translator Station K279AJ. Accordingly, we grant your request for a refund of the \$570.00 that Raider paid in association with its April 12, 2002 application.

A check, made payable to the maker of the original check and drawn in the amount of \$570.00, will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please contact the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger  
Chief Financial Officer

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<sup>1</sup> You submit an e-mail dated August 5, 2002 in which Commission staff subsequently correctly advised you that a filing fee is not required for a minor change to an FM translator station.

0205208200253001

LUVAS COBB RICHARDS &amp; FRASER, P. C.

COPY

RALPH F. COBB  
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ROBERT H. FRASER, Of Counsel

August 23, 2002

Mark A. Reger, Chief Financial Officer  
Office of the Managing Director  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

RE: Request for Refund of Filing Fee Submitted With Application for  
Minor Change Application, FM Translator Station K279AJ, Roseburg, Oregon

Dear Mr. Reger:

On April 12, 2002, Raider Communications ("Raider"), filed an application for a construction permit to modify the operation of FM Translator Station K279AJ, Roseburg, Oregon [Facility No. 13709] (see 20020412AAU). The proposal involved a minor change in transmitter site. The FCC Media Fee Guide does not list an application fee for minor changes in FM translator operations. Accordingly, undersigned counsel called the Commission to determine the amount of any filing fee for such an application. We were advised that the filing fee for this transaction would be \$570.00, the same as for a major change application.

On August 5, 2002, another client sought to file a minor change application for an FM translator station. Concerned that \$570.00 was simply disproportionate for such a minor change proposal, we once again contacted the Commission regarding the fee for minor changes for FM translators. On this occasion we contacted Trang Nguyen of the Aural Facilities Branch. Mr. Nguyen's enclosed e-mail response states that there is no fee for a minor change.

Enclosed is a copy of the FCC Form 159 as filed by Raider, together with a copy of a check drawn on US Bank in the amount of \$570.00, dated April 16, 2002.

Inasmuch as Raider submitted a filing fee when no filing fee was required, it is respectfully requested that the fee in the amount of \$570.00 be reimbursed to Raider.

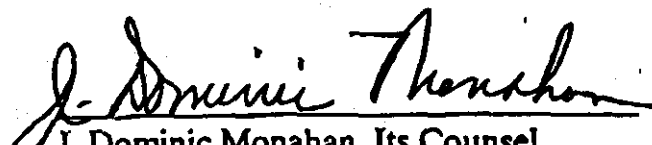
Mark A. Reger, Chief Financial Officer  
Office of the Managing Director, FCC  
August 23, 2002  
Page 2

An extra copy of this transmittal letter is enclosed, as well as a pre-addressed, stamped envelope. Please confirm your receipt of the filing of this request by date stamping the extra copy of this transmittal letter and returning it to the undersigned counsel.

If any question should arise with regard to this matter, please contact the undersigned counsel.

Respectfully submitted,

RAIDER COMMUNICATIONS, INC.

  
J. Dominic Monahan, Its Counsel

JDM/nlk .

Enclosures

cc: Ben Thompson (w/enclosures)

**Dominic Monahan**

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**From:** Trang Nguyen [TNGUYEN@fcc.gov]  
**Sent:** Monday, August 05, 2002 11:28 AM  
**To:** dmonahan@LUVAASCOBB.COM  
**Subject:** Re:



TEXTNOW

There is no fee for minor change.

>>> Dominic Monahan <dmonahan@LUVAASCOBB.COM> 08/05/02 12:09PM >>>  
Do you know the filing fee charged for a minor change to an FM translator?  
It's not in the FEE Guide.

Dominic Monahan

READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING	<b>FEDERAL COMMUNICATIONS COMMISSION REMITTANCE ADVICE</b>	Approved by OMB 3060-0589 Page No <u>1</u> of <u>  </u>				
(1) LOCKBOX # <u>35326</u>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">SPECIAL USE</td> <td style="width: 50%;"></td> </tr> <tr> <td>FCC USE ONLY</td> <td></td> </tr> </table>		SPECIAL USE		FCC USE ONLY	
SPECIAL USE						
FCC USE ONLY						
<b>SECTION A - PAYER INFORMATION</b>						
(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card) <u>Radiok Communications, Inc</u>		(3) TOTAL AMOUNT PAID (U.S. Dollars and cents) <u>\$ 576.00</u>				
(4) STREET ADDRESS LINE NO. 1 <u>1638 N.W. Garden Valley Blvd</u>						
(5) STREET ADDRESS LINE NO. 2 						
(6) CITY <u>Rosburg</u>	(7) STATE <u>OR</u>	(8) ZIP CODE <u>97476</u>				
(9) DAYTIME TELEPHONE NUMBER (include area code) <u>541-672-5761</u>		(10) COUNTRY CODE (if not in U.S.A.) 				
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>						
(11) PAYER (FRN) <u>003743226</u>		(12) PAYER (TIN) <u>0931167349</u>				
IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)						
(13) APPLICANT NAME <u>Radiok Communications, Inc</u>						
(14) STREET ADDRESS LINE NO. 1 <u>1638 N.W. Garden Valley Blvd</u>						
(15) STREET ADDRESS LINE NO. 2 						
(16) CITY <u>Rosburg</u>	(17) STATE <u>OR</u>	(18) ZIP CODE <u>97476</u>				
(19) DAYTIME TELEPHONE NUMBER (include area code) <u>541-672-5761</u>		(20) COUNTRY CODE (if not in U.S.A.) 				
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>						
(21) APPLICANT (FRN) <u>003743226</u>		(22) APPLICANT (TIN) <u>0931167349</u>				
<b>COMPLETE SECTION C FOR EACH SERVICE. IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET</b>						
(23A) CALL SIGN/OTHER ID <u>K279AT</u>	(24A) PAYMENT TYPE CODE <u>MOF</u>	(25A) QUANTITY <u>1</u>				
(26A) FEE DUE FOR (PTC) <u>\$ 576.00</u>	(27A) TOTAL FEE <u>\$ 576.00</u>	<b>FCC USE ONLY</b>				
(28A) FCC CODE 1 <u>13709</u>	(29A) FCC CODE 2 <u>CDBS20020412A11</u>					
(23B) CALL SIGN/OTHER ID 	(24B) PAYMENT TYPE CODE 	(25B) QUANTITY 				
(26B) FEE DUE FOR (PTC) 	(27B) TOTAL FEE 	<b>FCC USE ONLY</b>				
(28B) FCC CODE 1 	(29B) FCC CODE 2 					
<b>SECTION D - CERTIFICATION</b>						
(30) CERTIFICATION STATEMENT I, <u>Seth B. Thompson</u> , certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief.						
SIGNATURE <u>[Signature]</u>		DATE <u>4-17-02</u>				
<b>SECTION E - CREDIT CARD PAYMENT INFORMATION</b>						
(31) <input type="checkbox"/> MASTERCARD	MASTERCARD/VISA ACCOUNT NUMBER: <div style="border: 1px solid black; height: 20px; width: 100%;"></div>	EXPIRATION DATE: <div style="border: 1px solid black; height: 20px; width: 100%;"></div>				
<input type="checkbox"/> VISA	I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s)/authorization herein described.					
SIGNATURE _____		DATE _____				



**RAIDER COMMUNICATIONS, INC.**  
1636 NW GARDEN VALLEY BLVD. 672-5761  
ROSEBURG, OR 97470

4083  
24-21/1230 2727

4/16/02 DATE

\$ 570.00

DOLLARS



Pay to the order of

**usbank.**

1-800-413-3331  
usbank.com

PAY TO THE ORDER OF FCC

FOR Eligible # 200204129AU

#0040831# 1:123000220:1536057129721#

*John Doe*

# Payment Transactions Detail Report

Date: 01/17/2003

BY: FEE CONTROL NUMBER

Fee Control Number	Payor Name	Fcc Account Number	Payer TIN	Received Date							
0205208200263001	RAIDER COMMUNICATIONS INC 1638 NW GARDEN VALLEY BLVD  ROSEBURG OR 97470	WP00008977	0931168349	01/17/2002 00:00:00							
Payment Amount	Current Balance	Seq Num	Payment Type Code	Quantity	Callsign Other Id	Applicant Name	Applicant Zip	Bad Check	Detail Amount	Trans Code	Payment Type
\$570.00	\$570.00	1	MOF	1	K279AJ	RAIDER COMMUNICATIONS INC	97470		\$570.00	1	PMT
Total	1								\$570.00		